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Security Council

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Colombia, Côte d'Ivoire, Cuba, Democratic Yemen, Ethiopia, Malaysia and Zaire: draft resolution

The Security Council,

Having considered the policies and practices of Israel, the occupying Power, in the Palestinian territory occupied by Israel since 1967, including Jerusalem and the other occupied Arab territories,

Recalling its resolutions 242 (1967) of 22 November 1967 and 338 (1973) of 22 October 1973,

Recalling also its resolutions 237 (1967) of 14 June 1967, 465 (1980) of 1 March 1980, 478 (1980) of 20 August 1980 and other relevant resolutions,

Bearing in mind the provisions of the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949,

Affirming that settlements and all other measures taken by Israel to change the physical character, demographic composition, institutional structure or status of the Palestinian and other Arab territories occupied since 1967, including Jerusalem, or any part thereof, are illegal,

Stressing the urgent need to consider measures for the impartial protection of the Palestinian civilian population under Israeli occupation,

Aware of the current immigration of Jews to Israel and expressing concern regarding recent Israeli statements about settling civilians and new immigrants in the occupied territories,

Recalling paragraph 11 of General Assembly resolution 194 (III) of 11 December 1948, which stipulates that the Palestinian refugees wishing to return to their homes and live in peace with their neighbours should be permitted to do so and that compensation should be paid for the property of those choosing not to return,

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Reaffirming the right of all displaced inhabitants to return to their homes or former places of residence in the other territories occupied by Israel since 1967,

1. Reaffirms the applicability to the Palestinian and other Arab territories, occupied since 1967, including Jerusalem, of the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949, and in particular article 49 thereof, which prohibits the occupying Power from deporting or transferring parts of its own civilian population into the territory it occupies, and the undertaking of the High Contracting Parties to respect and ensure respect of the said Fourth Geneva Convention in accordance with article 1 of that Convention;

2. Considers that the policies and practices of Israel of settling parts of its civilian population and new immigrants in the occupied territories are violations of the rights of the Palestinian people and the population of the other occupied Arab territories;

3. Considers further that the settlement of Jewish immigrants and the Israeli settlement policy in the occupied territories constitute an obstacle to, and have detrimental impact on, attempts to reach a comprehensive, just and lasting peace in the Middle East;

4. Deplores the policies and practices of Israel to settle civilians on the occupied territories, which are in violation of the Fourth Geneva Convention;

5. Calls upon Israel, the occupying Power, to abide by its international legal obligations to desist forthwith from settling Israeli civilians and/or Jewish immigrants in the occupied territories and from any other action to alter the physical character and demographic composition of those territories;

6. Also calls upon all States not to provide Israel with any assistance to be used in connection with settlements in the occupied territories;

7. Requests the Secretary-General to keep the situation under close review and to report to the Security Council on the implementation of the present resolution not later than 31 May 1990;

8. Decides to keep the situation in the Palestinian territory occupied by Israel since 1967, including Jerusalem, and the other occupied Arab territories, under review.

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